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**OFFICE OF PETITIONS**

In re Patent No. 7,076,630	:	
Issue Date: July 11, 2006	:	
Application No. 09/881,934	:	DECISION ON PETITION
Filed: June 14, 2001	:	
Attorney Docket No. MIPS.0173-00-US	:	

This is a decision on the petition under 37 CFR 1.183, filed August 24, 2006.

The petition is **GRANTED**.

An application may issue in the name of an assignee rather than the applicant if requested prior to issuance of a patent.<sup>1</sup> However, in the event the request is not made prior to issuance, a Certificate of Correction under 37 CFR 1.323 may be requested. A request for a Certificate of Correction under 37 CFR 1.323 to correct the assignee's name will not be granted unless a petition under 37 CFR 1.183 is granted. Such petition under 37 CFR 1.183 should include:

- (A) the processing fee required by 37 CFR 1.17(i);
- (B) a request for issuance of the application in the name of the assignee, or a request that a patent be corrected to state the name of the assignee;

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<sup>1</sup> See 37 CFR 3.81.

(C) a statement that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent; and

(D) a request for a certificate of correction under 37 CFR 1.323 accompanied by the fee set forth in 37 CFR 1.20(a).<sup>2</sup>

The processing fee in 37 CFR 1.17(i) is only \$130. As petitioner submitted \$400, \$270 will be refunded to petitioner under separate cover.

Telephone inquiries related to this decision should be directed to the undersigned at (571)272-3207.



Cliff Congo  
Petitions Attorney  
Office of Petitions

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<sup>2</sup> MPEP 307.